

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

TAMMY S. OLLIE, and RYAN E. OLLIE,

Plaintiffs,

vs.

NEBRASKA METHODIST HEALTH
SYSTEM, INC., THE NEBRASKA
METHODIST HOSPITAL, BRENT J
TIERNEY, M.D.; PHYSICIANS CLINIC,
INC., NICOLE SIMONS, R.N.; and
AUREUS NURSING, LLC.,

Defendants.

8:20CV330

ORDER

A discovery conference was held on August 27, 2021 to discuss Plaintiffs' objections to Defendants' Interrogatories. The interrogatories and responses at issue are:

INTERROGATORY NO. 10: Do you claim that Defendant Nicole Simons, RN and/or anyone else acting on behalf of the Defendant Aureus Nursing, LLC, made any admissions against their interests?

ANSWER: Objection, vague and ambiguous, as at this time, it is not known who "anyone else acting on behalf of the Defendant Aureus Nursing, LLC" would be.

INTERROGATORY NO. 22: As a result of the injuries alleged in your Complaint, please state:

- a. What was date of the last treatment that Plaintiff Tammy S. Ollie received;
- b. What was the nature of the last treatment that Plaintiff Tammy S. Ollie received; and

c. Who administered the last treatment that Plaintiff Tammy S. Ollie received.

ANSWER: Please refer to Plaintiffs medical records.

After considering the parties' respective positions, the court finds that Interrogatory 10 is neither vague or not ambiguous, and Plaintiffs' response to Interrogatory 22 is not an answer because it lacks sufficient specificity.

Accordingly,

IT IS ORDERED:

- 1) Plaintiffs' objection to Interrogatory 10 is overruled.
- 2) As to Interrogatory 22, Plaintiffs shall either serve a specific written answer to each paragraph of the interrogatory or identify by Bates-stamp number(s) (or other similarly specific description) the medical record responsive or the interrogatory paragraphs. If Plaintiffs are unable to answer the interrogatory after diligently attempting to locate the information (including by review of documents within their possession or control), they must so state.
- 3) Plaintiffs' responses to interrogatories 10 and 22 as required by this order shall be served on or before September 14, 2021.

September 7, 2021.

BY THE COURT:

s/ Cheryl R. Zwart
United States Magistrate Judge